

APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE
STATE OF NEVADA HERETOFORE APPROPRIATED

Date of filing in State Engineer's Office..... NOV 1 1977

Returned to applicant for correction.....

Corrected application filed..... Map filed NOV 1 1977

The applicant..... Hugh A. Tipton and or Ruth A. Tipton

Box 4..... of Winnemucca
Street and No. or P.O. Box No. City or Town

Nevada 89445....., hereby make... application for permission to change the
State and Zip Code No.

Place of use, and Point of Diversion

of water heretofore appropriated under..... Proof No. 01075

(Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and identify right in Decree.)

1. The source of water is Cumberland, Layson and Goldrun Creeks
Name of stream, lake or other source.

2. The amount of water to be changed..... 13.75 cfs
Second feet, acre feet.

3. The water to be used for..... Irrigation and Hydraulic Mining
If for stock state number and kind of animals.

4. The water heretofore used for..... Irrigation and Hydraulic Mining
If for stock state number and kind of animals.

5. The water is to be diverted at the following point SW¹/₄SW¹/₄ of Section 21, T34N, R40E,
MDB&M, or at a point from which the SW corner of said section 21
Describe as being within a 40-acre subdivision of public survey and by course and distance to a section corner. If on unsurveyed land, it should be
bears S 33° 19' W 624 feet.
stated.

6. The existing point of diversion is located within NE¹/₄NE¹/₄ Section 25; NE¹/₄NE¹/₄ Section 24;
T34N, R39E, MDB&M, SE¹/₄NE¹/₄ Section 18, T34N, R40E, MDB&M.
If point of diversion is not changed, do not answer.

7. Proposed place of use..... S¹/₂ Section 4, T33N, R40E, MDB&M
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.

8. Existing place of use..... Map under proof 01075, E¹/₂SE¹/₄, SE¹/₄NW¹/₄ section 20;
Describe by legal subdivisions. If presently used for irrigation, state number of acres irrigated.
SW¹/₄SW¹/₄ Section 21 all in T34N, R40E, MDB&M.

9. Use will be from 1 March to 31 August of each year.
Day and Month Day and Month

10. Use has been from 1 March to 31 August of each year.
Day and Month Day and Month

11. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and
specifications of your diversion or storage works.) Water will be diverted through
State manner in which water is to be diverted, whether by dam or other works,
existing ditch with pipeline to be installed at later date
whether through pipes, ditches, flumes, or other conduits.

12. Estimated cost of works.....\$1000.00
13. Estimated time required to construct works.....3 years
14. Estimated time required to complete the application of water to beneficial use.....5 years
15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

Compared.....lp/ga.....js/se.....Applicant.....Hugh A. Tipton and or Ruth A. Tipton

By.....s/ C.H. Ketcham
Ketcham Land Surveyors
P.O. Box 1098 - (702) 623-5419
Winnemucca, Nevada 89445

APPROVAL.....OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion and place of use of the waters of Cumberland, Layson and Goldrun Creeks heretofore appropriated under claim of vested right as evidenced by Proof of Appropriation of Water 01075 is issued with the understanding that no other rights on the source will be affected by the change proposed herein. A substantial headgate and measuring device must be installed at or near the point of diversion to facilitate the measurement and control of water. The State reserves the right to regulate the use of the water under this proposed change at any and all times. This permit is issued subject to any determination of the waters of Cumberland, Layson and Goldrun Creeks that may be made under adjudication proceedings under NRS 533.090 through 533.320.

Since the basis for this change application is an undetermined right, this permit is limited to that amount of water that has historically been placed to beneficial use.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed.....13.75.....cubic feet per second.....

Actual construction work shall begin on or before.....

Proof of commencement of work shall be filed before.....

Work must be prosecuted with reasonable diligence and be completed on or before.....July 2, 1989

Proof of completion of work shall be filed before.....August 2, 1989

Application of water to beneficial use shall be made on or before.....July 2, 1992

Proof of the application of water to beneficial use shall be filed on or before.....August 2, 1992

Map in support of proof of beneficial use shall be filed on or before.....August 2, 1992

Commencement of work filed.....JUN 15 1990.....IN TESTIMONY WHEREOF, I.....PETER G. MORROS.....
Completion of work filed.....AUG 28 1998.....State Engineer of Nevada, have hereunto set my hand and the seal of
Proof of beneficial use filed.....AUG 28 1998.....my office, this.....2nd.....day of.....July.....
Cultural map filed.....AUG 28 1998.....A.D. 1986.....
Certificate No. 15046 Issued OCT 23 1998.....
Recorded 15046 Bk.....Page.....
State Engineer